

# JOURNAL OF THE SENATE

320

Wednesday, May 11, 1949

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, May 10, 1949.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

—38.

A quorum present.

Prayer was offered by the Senate Chaplain, Reverend W. F. Dunkle.

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, May 10, 1949, was corrected as follows:

Page 2, column 2, strike out lines 37 and 38 and insert in lieu thereof the following:

"And Senate Bill No. 180, contained in the above report, was referred to the Secretary of the Senate, as Ex Officio Enrolling Clerk, for enrolling."

Also—

Page 2, column 2, strike out lines 55 and 56 and insert in lieu thereof the following:

"And Senate Joint Resolution No. 46, contained in the above report, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling."

Also—

Page 12, column 1, line 5, counting from the bottom of the column, after the word "the" and before the word "Treasurer" insert the word "State".

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator Getzen, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following Bills:

S. B. No. 343—A bill to be entitled An Act to amend Chapter 550.04, Florida Statutes, 1941, as amended by Section 1, Chapter 22599, Laws of Florida, 1945, as amended by Section 1, of Chapter 23862, Laws of Florida, 1947, as amended by Section 1 of Chapter 24360, Laws of Florida, 1947, relating to the period during which dog and horse race track meets may be conducted by specifying its racing period for winter and summer by providing that dog race track meetings may be held between June 1st and September 30th in the counties wholly east of the St. Johns River and south of the Matanzas Inlet, and providing that permits may be issued for dog racing between June 1st and September 30th regardless of the distance from any existing winter operated dog track and by providing further that dog race track meetings may be held at any times in the calendar year at any dog racing track located west of the St. Johns River and north of Matanzas Inlet and repealing all laws in conflict herewith.

S. B. No. 450—A bill to be entitled An Act creating a new section to Chapter 849, Florida Statutes, 1941, providing a

penalty for the selling or possession of lottery, bolita, cuba, bond or other ticket or token evidencing participation in the above described or similar forms of gambling; and providing that a conviction for the above offense shall constitute a felony; that a subsequent conviction for the same offense shall be punishable by a minimum two year sentence.

S. B. No. 510—A bill to be entitled An Act amending Section 550.16, Florida Statutes, 1941, as amended by Chapter 21744, Laws of Florida, Acts of 1943, and Chapter 22589, Laws of Florida, Acts of 1945, relating to pari-mutuel pools authorized within enclosure at horse race tracks and dog race tracks by providing that any horse (flat) race track having an average daily pari-mutuel pool of less than \$250,000 for the preceding racing season, shall be permitted to operate pari-mutuel wagering upon the payment of a daily license fee of \$4,000, and providing for the distribution of the proceeds from said license tax; repealing all laws or parts of laws in conflict herewith and fixing the effective date of this Act.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Getzen, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following Bill:

S. B. No. 317—A bill to be entitled An Act amending Section 550.01 of the Florida Statutes annotated, relating to the qualifications of the members of the Florida State Racing Commission, fixing their term of office, and for other purposes.

—and recommends that it do pass with Committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Beall, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following Bills:

S. B. No. 431—A bill to be entitled An Act to amend Section 561.12, Florida Statutes, 1941, relating to distribution of funds collected by the State under the Beverage Law providing that none of such funds collected by taxes upon wine and spirituous liquors may be expended in counties where the sale of the same is prohibited by law and repealing all laws in conflict herewith.

S. B. No. 481—A bill to be entitled An Act to amend Chapter 16774, Acts of 1935, relating to the employment of minors by vendors selling alcoholic beverages providing for licensing of bartenders in any county having a population of 100,000 or more; providing for rules and regulations governing the licensing of bartenders in other political subdivisions of the State; providing for annual license fee of ten dollars credited to the General Fund; limiting licenses to male persons twenty-one years of age or over free of infectious or communicable disease; exemptions, grounds for revocations and suspensions, hearings thereon; providing for identification cards; definition.

H. B. No. 196—A bill to be entitled An Act providing that it shall be unlawful for licensee under beverage laws to engage in or permit illegal gambling on licensed premises; providing for revocation of beverage license; hearing; appeal to court; repealing all conflicting laws; fixing date Act to take effect.

—and recommends that they do not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Beall, Chairman of the Committee on Temperance,

reported that the Committee had carefully considered the following Bills:

S. B. No. 370—A bill to be entitled An Act amending Section 562.10, Florida Statutes, 1941, providing regulations for consumption on premises; and providing for regulations for safety of public on vendors' premises.

S. B. No. 500—A bill to be entitled An Act to amend Section 562.02, 569.02 and 569.04, Florida Statutes, 1941, as amended, and repealing Section 569.07, Florida Statutes, 1941, all relating to the regulation of vendors licensed under the Beverage Law, and regulation of dispensing and consuming of liquors and beverages and enforcement thereof; prohibiting of beverages of licensed premises not permitted to be sold under the license and excepting certain licensees therefrom; prohibiting curb drinking of intoxicating liquors; prohibiting club licensees from selling except by the individual drink, and prohibiting club licensees in package store counties from selling except by the package; and repealing Section 569.07, Florida Statutes, 1941.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Pearce, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill:

H. B. No. 315—A bill to be entitled An Act relating to the taking of speckled trout, providing that it shall be lawful to take speckled trout from the salt waters of the State of Florida; repealing all conflicting laws.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Pearce, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill and Memorial:

S. B. No. 138—A bill to be entitled An Act requiring all boat owners, both private and commercial renters of boats under sixteen feet in salt or fresh waters to have life preservers for each occupant and penalties for failure to provide.

House Memorial No. 584:

A MEMORIAL TO THE CONGRESS OF THE UNITED STATES ASKING THAT THEY GIVE EARNEST CONSIDERATION TO THE CLAIMS FILED BY CERTAIN CITIZENS OF THE STATE OF FLORIDA WITH A VIEW OF PASSING A SPECIAL ACT COMPENSATING SAID CITIZENS FOR THE DESTRUCTION BY THE ARMY AIR FORCE OF NUMEROUS BIRD ROOKERIES, THE PROPERTY OF SAID CITIZENS, WHICH WERE LOCATED IN THE SHALLOW, COASTAL WATERS OF THE GULF OF MEXICO AND DESIGNATED AND USED FOR THE PURPOSE OF GATHERING GUANO FROM SEA BIRDS, AND WHICH SAID ROOKERIES WERE DESTROYED BY THE ARMY AIR FORCE DURING WORLD WAR II IN GUNNERY AND BOMBING PRACTICES.

—and recommends that they do not pass.

And the Bill and House Memorial contained in the preceding report were laid on the table.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bills:

H. B. No. 206—A bill to be entitled An Act to amend Section 193.29, Florida Statutes, 1945 Supplement, and Section 193.30, Florida Statutes, 1941, relating to taxation and finance to provide for filing of copies of County Assessment rolls with the Comptroller, for use by the tax collectors of original assessment rolls and filing thereof with Clerks of the Circuit Courts and authorizing tax assessors to destroy under certain conditions copies of the tax roll retained by them and authorizing Clerks of Circuit Courts to destroy duplicate assessment rolls for prior years now on file in their offices.

H. B. No. 485—A bill to be entitled An Act amending Section 222.15, Florida Statutes, 1941, by permitting an employer

to pay any wages or traveling expenses due to a deceased employee to the natural or legal guardian of minor children in case there is no wife or husband surviving.

S. B. No. 536—A bill to be entitled An Act to amend Section 822.03, Florida Statutes, 1941, relating to wanton, willful or malicious injury to State, County or Municipal public buildings or structures and providing a penalty.

S. B. No. 461—A bill to be entitled An Act to amend Section 909.18, Florida Statutes, 1941, relating to discovery and production of documents and things for inspection, copying or photographing, to include confessions.

S. B. No. 444—A bill to be entitled An Act relating to pleading and practice.

S. B. No. 506—A bill to be entitled An Act relating to Circuit Courts and Circuit Judges; amending Section 26.02, Florida Statutes, 1941; increasing number of Circuit Judges for First Circuit; and requiring that not more than one judge in said Circuit come from a single county; and providing for appointment of Third Circuit Judge for such Circuit.

S. B. No. 502—A bill to be entitled An Act relating to the requirements of a legal fence or enclosure; and providing for certain gateways and openings therein; and providing for the manner of legally enclosing and posting land by the enclosing thereof with a legal fence and by the posting of certain notices to the public along and at the corners of the boundaries of said land, and describing the notices to be placed along said boundaries; and excepting the necessity of fencing portions of boundaries formed by certain waters; and providing that such enclosures shall be notice to the public of the enclosed nature of said land; requiring the owner of such land to maintain enclosure in good condition; and repealing Sections 588.01, 588.02, 588.03, 588.04, 588.05, and 588.06, Florida Statutes, 1941, and any laws or parts of laws in conflict herewith.

S. B. No. 503—A bill to be entitled An Act making it unlawful to remove, mutilate or damage any posted notice placed upon the lands of another for the purpose of legally enclosing or legally posting the same and describing punishment upon conviction thereof.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bill:

S. B. No. 504—A bill to be entitled An Act providing that the unauthorized entry on enclosed land or legally posted land shall be presumptive evidence of intention to commit an act of trespass and other acts; providing that the act of unauthorized entry upon enclosed or posted land by any workman, servant, employee or agent while engaged in his employment under supervision, direction of through procurement of other person acting as employer, foreman or principal or in other supervisory capacity shall be presumptive evidence of the causing and procurement of an act of trespass upon enclosed land, and other acts, by such employer, foreman or principal, or other person acting in such supervisory capacity; providing that persons taking, transporting, operating or driving any machines, tools, motor vehicles or draft animals upon legally enclosed land without permission of owner of such land but with knowledge of owner of such equipment or animals shall be presumptive evidence of intent of such owner of such equipment or animals to cause or procure the commission of certain criminal acts pertaining to such land; and defining a certain term; and repealing any laws or parts of laws in conflict herewith.

—and recommends that it do pass with committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bill:

H. B. No. 253—A bill to be entitled An Act to provide for a period of six months after the entry of a judgment of nonsuit, whether taken voluntarily or suffered involuntarily, in which to bring a new suit upon the same cause of action.

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Collins, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

H. B. No. 7—A bill to be entitled An Act amending Section 40.24, Florida Statutes, 1941, relating to the compensation of jurors in this State and increasing the same in certain courts.

H. B. No. 150—A bill to be entitled An Act providing for the appointment of a coordinator of seafood industry to be appointed by the Governor; defining his duties; providing compensation of coordinator and repealing all laws in conflict herewith.

S. B. No. 105—A bill to be entitled An Act reappropriating certain unexpended Florida Council for the Blind Funds and providing for the carryover of Florida Council for the Blind Funds unexpended at the end of the first fiscal year of the biennium.

S. B. No. 140—A bill to be entitled An Act relating to traveling expenses of Circuit Judges and amending Section 26.52, F. S. 1941.

S. B. No. 247—A bill to be entitled An Act authorizing the Comptroller to assist in codifying the banking laws of the State of Florida, and making an appropriation therefor.

S. B. No. 253—A bill to be entitled An Act making the Florida State Library the central collecting and distributing agency for all State of Florida publications and prescribing the duties of those administering and directing said Florida State Library in connection with the same, and providing an appropriation for the performance of its duties in carrying out the purposes of this Act.

S. B. No. 490—A bill to be entitled An Act to amend Chapter 112.05, F. S. A. by providing a section to extend its provisions to any State official or State employee who has attained the age of seventy-five and has served the state as either an official or employee, or both, for as long as an aggregate time of twenty-two years or more.

S. B. No. 541—A bill to be entitled An Act to amend Sections 291.02 and 291.04, 1947 Supplement, Florida Statutes 1941, relative to Confederate Pensions by increasing the amount of pension from sixty dollars to eighty dollars per month for Confederate Veterans and their widows.

—and recommends that they do not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Collins, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

S. B. No. 291—A bill to be entitled An Act amending Section 585.32 (Subsection (1)) 1945 Cumulative Supplement, Florida Statutes, 1941, relating to the purchase and distribution of anti-hog cholera serum and hog cholera virus, providing for quarterly bidding therefor.

—and recommends that it do pass with committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

S. B. No. 145—A bill to be entitled An Act authorizing Cities and Towns in this State to impose, levy, and collect license and excise taxes, and repealing all laws in conflict herewith.

—and the Committee recommends that the Committee substitute therefor, as returned herewith, do pass.

And the Bill contained in the preceding report, with the recommended Committee Substitute attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

S. B. No. 408—A bill to be entitled An Act to impose a business privilege and excise tax with respect to certain activities, privileges and transactions, except as exempted herein, in order to provide additional revenues for the State, to be appropriated for such purposes as the legislature deems necessary; and providing for the procedure for collection of said tax and for the appropriation and disbursement thereof.

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Sanchez, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following Bill:

S. B. No. 415—A bill to be entitled An Act to repeal Section 502.24, Florida Statutes, 1941, relating to standards for milk, cream, and milk products set by municipalities.

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Mathews, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following Bills:

S. B. No. 173—A bill to be entitled An Act to amend Section 811.19, Florida Statutes of 1941, relating to larceny of and injury to dogs, and fixing penalties therefor.

S. B. No. 191—A bill to be entitled An Act amending Section 849.06, Florida Statutes of 1941.

Committee Substitute for H. B. No. 259—A bill to be entitled An Act to amend Section 817.36, Florida Statutes, 1941, relating to sale, or offer to sell, tickets of any common carrier, or tickets to any place of amusement, athletic contest or exhibition for which an admission price is charged, to be unlawful when the price demanded or received is more than the price charged by the original seller thereof, and providing the penalty for violation.

S. B. No. 368—A bill to be entitled An Act to repeal Chapter 24041, Acts of 1947, entitled "An Act relating to depositions in chancery and civil cases" and being Section 91.30 of 1947 Cumulative Supplement to Florida Statutes, 1941.

S. B. No. 325—A bill to be entitled An Act requiring the State Board of Administration, when issuing any refunding bonds or fuel tax anticipation certificates in behalf of any county of the State or unit thereof, as provided under the provisions of Section 16 of Article 9 of the Constitution of the State of Florida, to employ only an attorney or attorneys designated by the Board of County Commissioners of the county affected, to validate such refunding bonds or fuel tax anticipation certificates for such county or unit thereof; and providing for the payment of such attorneys' fees; and repealing all laws in conflict therewith.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Mathews, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following Bill:

H. B. No. 250—A bill to be entitled An Act providing the time within which petitions for writs of certiorari shall be filed in the Supreme Court to review orders of the Florida Railroad and Public Utilities Commission; providing for notice of such review; providing for the parties to whom such notice shall be given; providing for the manner in which such notice shall be given; providing for filing briefs and oral

arguments by such parties; repealing all laws and parts of laws in conflict herewith.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Mathews, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following Bills:

S. B. No. 340—A bill to be entitled An Act creating a new section to Chapter 64, Florida Statutes, 1941, relating to temporary injunctions and restraining orders; providing for the posting of bond by the party obtaining the injunction or restraining order; and providing for the awarding of damages and costs after motion and notice upon failure of the injunction or restraining order to be in substance embodied in the final decree, and fixing a time limit for such award.

S. B. No. 442—A bill to be entitled An Act providing for liens upon the real and personal property of any person for work or services performed at the request of the owner thereof.

—and recommends that they do not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Mathews, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following Bill:

S. B. No. 525—A bill to be entitled An Act amending Sections 75.02, 75.03, 75.05 and 75.06, Florida Statutes of 1941, as amended, relating to proceedings for the validation of bonds of counties, municipalities, taxing district, or other political districts or subdivisions of this State by extending the same to provide that such validation proceedings shall extend to and include proceedings for the validation of bonds issued by State agencies, commissions and departments, and to fix the venue of proceedings to validate such bonds issued by State agencies, commissions or departments and to regulate the issuance and publication of rule nisi in such cases.

—and recommends that it do pass with Committee amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendments attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Mathews, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following Bill:

S. B. No. 517—A bill to be entitled An Act to amend Section 50.04, Florida Statutes, 1941, relating to appearances, pleadings, and defaults; requiring the plaintiff to file his declaration simultaneously with his praecipe beginning the suit.

—and recommends that it do pass with Committee amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendments attached thereto, was placed on the Calendar of Bills on Second Reading.

#### ENROLLING REPORT

Your Enrolling Clerk, to whom was referred—

H. B. No. 8	H. B. No. 235
H. B. No. 11	H. B. No. 270
H. B. No. 20	H. B. No. 271
H. B. No. 22	H. B. No. 307
H. B. No. 37	H. B. No. 336
H. B. No. 69	H. B. No. 355
H. B. No. 96	H. B. No. 396
H. B. No. 111	H. B. No. 509
H. B. No. 114	H. B. No. 599
H. B. No. 116	H. B. No. 643

H. B. No. 126

H. B. No. 138

H. B. No. 143

H. B. No. 157

H. B. No. 166

H. B. No. 188

H. B. No. 234

H. B. No. 644

H. B. No. 645

H. B. No. 646

H. B. No. 647

H. B. No. 677

H. B. No. 679

H. B. No. 699

—begs leave to report same have been signed in open session by the President and Secretary of the Senate and the Speaker and Chief Clerk of the House of Representatives, and this day presented to the Governor for his approval.

Very respectfully,  
ROBT. W. DAVIS,  
Enrolling Clerk Ex Officio as  
Secretary of the Senate.

Senator Baker moved that the members of the Senate, by rising from their seats, express to the Chaplain, Reverend W. F. Dunkle, and his good wife, who was suddenly stricken with illness on yesterday, their sympathy, and the fervent hope that his wife will soon be restored to health.

Which was agreed to and the members of the Senate arose from their seats.

Senator Shands moved that Senate Bill No. 58 be recommitted to the Committee on Finance and Taxation for further consideration.

Which was agreed to and it was so ordered.

Senator Beacham moved that a committee of three be appointed to escort Mrs. J. J. Parrish, of Titusville, Florida, widow of the late Honorable J. J. Parrish, former member of the Senate from the Thirty-seventh Senatorial District and a former President of the Senate, to a seat on the rostrum of the Senate.

Which was agreed to.

The President appointed Senators Beacham, Boyle and Davis as the committee.

Senator Pearce moved that Committee Substitute for Senate Bill No. 145 be recommitted to the Committee on Finance and Taxation.

Which was agreed to and it was so ordered.

Senator Davis moved that Senate Bill No. 565 be withdrawn from the Calendar of Bills on Second Reading and referred to the Committee on Privileges and Elections.

Which was agreed to and it was so ordered.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators Rodgers and Wilson—

S. B. No. 593—A bill to be entitled An Act prescribing the requirements for shipment and movement of bees and used bee equipment into and within the State; providing penalties for violation of the provisions of Chapter 584, Florida Statutes of 1941, as amended, or the rules and regulations of the State Plant Board adopted in pursuance of said chapter; amending Section 584.02, Florida Statutes of 1941 and Section 584.06, Florida Statutes of 1941, as amended, and repealing Section 584.05, Florida Statutes of 1941, as amended.

Which was read the first time by title only and referred to the Committee on Agriculture and Livestock.

By Senator Sanchez—

S. B. No. 594—A bill to be entitled An Act to authorize the Board of Control to accept donations and gifts for the purposes authorized under chapter 23140, Laws of Florida, Acts 1945, creating a branch experiment station of the Florida Agricultural Experiment Station, and appropriating funds for carrying into effect said Chapter 23140.

Which was read the first time by title only and referred to the Committee on Agriculture and Livestock and the Committee on Appropriations.

By Senator Beacham—

S. B. No. 595—A bill to be entitled An Act granting the right of eminent domain in any lawfully established flood control district in the State of Florida, any lawfully established drainage district in the State of Florida, and any lawfully established sub-drainage district in the State of Florida; authorizing the taking of possession and title in advance of final judgment of lands, easements, or rights-of-way for such public uses; providing for the authority of and the procedure therefor; providing for costs and attorney fees; and repealing conflicting laws.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

By Senator Getzen—

S. B. No. 596—A bill to be entitled An Act designating and establishing a certain State road.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Gautier—

S. B. No. 597—A bill to be entitled An Act amending Chapter 24385, Laws of Florida, Special Acts of 1947, being the Charter of the Town of Bay Harbor Islands, by granting said town additional powers to acquire and dispose of property; to construct, operate and control various improvements, buildings and facilities; to finance such construction and operation by the issuance of bonds or certificates payable from revenues derived from fees and other charges made for the use of such improvements and facilities; to mortgage or pledge property or franchises to secure payment of such bonds or certificates if authorized at an election as required by the Constitution of Florida, and to provide for the rights and remedies of the holders of such bonds or certificates.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 597 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 597 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 597 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 597 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 597 was read the third time in full.

Upon the passage of Senate Bill No. 597 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 597 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 598—A bill to be entitled An Act amending Sections 8 and 40 of Chapter 7672, Laws of Florida, Acts of 1917,

entitled: "An Act to abolish the present municipal government of the Town of Miami Beach, in the County of Dade and State of Florida, and to establish, organize and incorporate a City Government for the City of Miami Beach, to define its territorial boundaries, to prescribe its jurisdiction, powers and privileges, and for the exercise of same, and to authorize the imposition of penalties for the violation of its ordinances."

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 598 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 598 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 598 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 598 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 598 was read the third time in full.

Upon the passage of Senate Bill No. 598 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 598 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 599—A bill to be entitled An Act authorizing and empowering the City of Miami Beach, Dade County, Florida, to regulate or prohibit by ordinance of its City Council, the publication, distribution or display of any advertisement or any written or printed notice or sign of any kind or description intended to, or tending to, discriminate against, or actually discriminating against, persons of any religion or religious belief, sect, creed, race or denomination in the full enjoyment of the accommodations, advantages, facilities or privileges offered to the general public by places of public accommodation, resort, or amusement; defining places of public accommodation, resort or amusement; authorizing the imposition of penalties for violation of such ordinance; providing for a rule of evidence in prosecutions for the violations of such ordinance.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 599 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 599 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 599 was read the second time by title only.

Senator Gautier moved that the rules be further waived

and Senate Bill No. 599 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 599 was read the third time in full.

Upon the passage of Senate Bill No. 599 the roll was called and the vote was:

#### Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

#### Nays—None

So Senate Bill No. 599 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 600—A bill to be entitled An Act amending Chapter 24710, Laws of Florida, Acts of 1947, entitled: "An Act authorizing and empowering the City of Miami Beach, in Dade County, Florida, by ordinance of its City Council, to limit the number of licenses granted by the City of Miami Beach, Florida, for the sale of intoxicating beverages within its corporate limits by vendors operating places of business where beverages containing alcohol of more than fourteen per centum by weight are sold, to one such license for each fifteen hundred persons in the City of Miami Beach, according to the last preceding Federal census, and providing that any such licenses issued to or held by operators of railroads, sleeping cars, steamships, buses and airplanes, incorporated clubs, including social clubs, caterers at horse and dog racing plants, as defined in the beverage law of the State of Florida, hotels having one hundred or more guest rooms and bona fide restaurants with a seating capacity for six hundred or more patrons and in which the roofed in floor area wherein food is served to guests contains not less than forty-eight hundred square feet, shall not be considered nor counted in arriving at the number of such licenses to be issued by said city by virtue of any ordinance adopted under the provisions hereof and providing that no such limitation by ordinance shall affect or prevent the renewal or transfer of such licenses as may be in effect on the effective date hereof"; so as to define a service bar and exclude the licensing of such from the population limitations therein provided; to reduce the seating capacity requirements for restaurants to 480 or more patrons; excluding licenses for the sale of beer or of wines regardless of alcoholic content from this Act; providing that no ordinance of the City of Miami Beach adopted pursuant to this Act shall affect the renewal or transfer of licenses to vendors issued or in effect on May 1, 1949; providing that Sub-Section 4 of Section 561.20, Florida Statutes, 1941, shall not apply to, nor limit, the issuance of licenses to vendors in the City of Miami Beach; enacting other provisions relating to the subject and providing that this Act shall take effect upon becoming a law.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 600 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 600 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 600 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 600 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 600 was read the third time in full.

Upon the passage of Senate Bill No. 600 the roll was called and the vote was:

#### Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

#### Nays—None

So Senate Bill No. 600 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 601—A bill to be entitled An Act authorizing and empowering the City of Miami Beach, Florida, to acquire, maintain and operate a public library or public libraries; providing for a Board of Trustees thereof; authorizing the City Council of the City of Miami Beach to establish by ordinance the manner of appointment and removal of the members of such Board of Trustees, its powers and duties, and the manner of financing, operating and administering such public library or libraries; providing for the civil service status of employees in such library or libraries.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 601 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 601 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 601 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 601 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 601 was read the third time in full.

Upon the passage of Senate Bill No. 601 the roll was called and the vote was:

#### Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

#### Nays—None

So Senate Bill No. 601 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 602—A bill to be entitled An Act amending Chapter 18696, Special Acts of 1937, Laws of Florida, entitled: "An Act creating a civil service system for certain officers and employees of the City of Miami Beach, Florida; creating a



Department of Personnel, defining its membership, powers and duties; designating the officers and employees who are within the terms of said Act; defining the certain terms of said Act; providing for appointments, promotions, suspensions, reductions and removals of officers and employees; providing for the status of officers and employees holding positions when this Act takes effect; providing for a referendum when said Act shall take effect and other matters relating thereto."

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 602 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 602 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 602 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 602 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 602 was read the third time in full.

Upon the passage of Senate Bill No. 602 the roll was called and the vote was:

#### Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

#### Nays—None

So Senate Bill No. 602 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 603—A bill to be entitled An Act validating and confirming an exchange of lands by and between the Board of Public Instruction of Dade County, Florida, and the City of Miami Beach, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 603 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 603 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 603 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 603 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 603 was read the third time in full.

Upon the passage of Senate Bill No. 603 the roll was called and the vote was:

#### Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

#### Nays—None

So Senate Bill No. 603 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 604—A bill to be entitled An Act to amend the charter of the City of Miami Beach so as to authorize such City to acquire, equip, improve, operate and maintain automobile parking facilities, including both off-street parking and metered on-street parking, and to make charges for the use thereof; to authorize the exercise of the right of condemnation; to authorize the issuance of negotiable bonds for the financing thereof; to authorize the payment of such bonds from the revenues thereof and from revenues from on-street parking meters; providing for the security of such bonds; authorizing the leasing of such automobile parking facilities; making such facilities exempt from taxation; and making other provisions with respect to the foregoing.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 604 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 604 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 604 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 604 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 604 was read the third time in full.

Upon the passage of Senate Bill No. 604 the roll was called and the vote was:

#### Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

#### Nays—None

So Senate Bill No. 604 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 605—A bill to be entitled An Act to amend Chapter 7672, Laws of Florida, Acts of 1917, entitled: "An Act to abolish the present municipal government of the Town of Miami Beach, in the County of Dade and State of Florida, and to establish, organize and incorporate a City Government for the City of Miami Beach, to define its territorial boundaries, to prescribe its jurisdiction, powers and privileges, and for the exercise of same, and to authorize the imposition of penalties for the violation of its ordinances", by adding a new section

to follow Section 14, and to precede Section 15 of said Chapter, to be numbered Section 14(a), which new section authorizes and empowers the Municipal Judges of the City of Miami Beach, Florida, to issue search warrants.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 605 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 605 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 605 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 605 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 605 was read the third time in full.

Upon the passage of Senate Bill No. 605 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 605 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

Senate Bill No. 606—A bill to be entitled An Act to confer additional jurisdiction and powers and to impose additional duties upon the City of Homestead and to amend the Charter of said City, being Chapter 11520, Laws of Florida, passed at the 1925 extraordinary Session, and approved December 1, 1925, and titled "An Act to abolish the present Municipality known as the City of Homestead, Dade County, Florida, to create and establish a new Municipality to be known as the City of Homestead, Dade County, Florida, to define the territorial limits of said City, to prescribe the jurisdiction, powers and privileges of said City and the jurisdiction and powers of its officers, to validate the ordinances of the former City of Homestead, and to adopt the same as the ordinances of the new City of Homestead."

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 606 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 606 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 606 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 606 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 606 was read the third time in full.

Upon the passage of Senate Bill No. 606 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 606 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 607—A bill to be entitled An Act to amend Section 1 of Chapter 21855, Laws of Florida, Acts of 1943, entitled: "An Act requiring the exercise of additional powers and the performance of additional duties by the Juvenile Court, the judge thereof and its probation officers, in and for any county of this State having a population of 200,000 or more according to the latest preceding State or Federal Census and being in a judicial circuit composed of three or more counties, with reference to domestic relation cases; providing a method of collecting and disbursing alimony, support money for children, suit money and counsel fees by said Juvenile Court on orders made and entered by the Circuit Court of such county and granting such Juvenile Court and the judge thereof authority to summon witnesses, make investigations as to the cause of any default in the payment of any money so ordered to be paid, and to make findings, reports and recommendations to such Circuit Court, and giving the judge of such Juvenile Court the same powers as a General Master in Chancery in connection with performance of his duties hereunder, and providing for exceptions to any report, finding or recommendation made by the judge of such Juvenile Court, and for the action and determination of such Circuit Court thereon," and providing that moneys paid into and deposited with the registry of such Juvenile Court, as ordered by such Circuit Court, shall be collected, received and disbursed by the Clerk of such Juvenile Court, or a deputy Clerk thereof designated by the Clerk of such Juvenile Court, as directed by such Circuit Court, without compliance with Sections 54.04 and 54.05, Florida Statutes of 1941.

Which was read the first time by title only.

Senator Mathews moved that the rules be waived and Senate Bill No. 607 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 607 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 607 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 607 was read the third time in full.

Upon the passage of Senate Bill No. 607 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None



So Senate Bill No. 607 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator McArthur—

S. B. No. 608—A bill to be entitled An Act to amend Senate Bill 124 relating to the Charter of the Town of Fernandina Beach, Florida, by changing the requirements for publication of notice of date of election and registration of electors.

Which was read the first time by title only.

Senator McArthur moved that the rules be waived and Senate Bill No. 608 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 608 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 608 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 608 was read the third time in full.

Upon the passage of Senate Bill No. 608 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 608 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Beall—

S. B. No. 609—A bill to be entitled An Act providing for the issuance of permits to solicitors of alcoholic beverages or any seller or promoter of the selling of or any purchaser of or promoter of the purchasing of alcoholic beverages in the State of Florida; providing for the issuance of permits to dispensers of alcoholic beverages and exceptions therefrom; providing for the submission of photographs by the applicants for such permits; providing fees to be paid for such permits; providing for the expenditure and distribution of monies received from such permits; and providing for penalties for violations of the provisions hereof.

Which was read the first time by title only and referred to the Committee on Temperance.

By Senator Beall—

S. B. No. 610—A bill to be entitled An Act amending Section 562.21, Florida Statutes, 1941, providing for the sale of beer and wine to vendors for cash only.

Which was read the first time by title only and referred to the Committee on Temperance.

By Senator Davis—

S. B. No. 611—A bill to be entitled An Act to prohibit the use or possession with intent to use of all drag seines, bank nets and stop nets in the waters and on the shores within and around all counties of this state having a population of not less than 10,730 and not more than 10,850 inhabitants by the last or any future State Census; providing penalties.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 611 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 611 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 611 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 611 was read the third time in full.

Upon the passage of Senate Bill No. 611 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 611 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Moore—

S. B. No. 612—A bill to be entitled An Act requiring certain poisons, whether liquid or solid, to be sold only in containers with a distinctive surface, to be prescribed by the Commissioner of Agriculture, and providing a penalty for the violation thereof.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Moore—

S. B. No. 613—A bill to be entitled An Act for the relief of D. S. Skipper, a resident of Hardee County, Florida, for the loss incurred by him because of the damages sustained to his fifteen acre citrus grove as a result of excessive high waters backed upon said grove as a direct result of a dam or dike constructed at the south end of Highlands Hammock State Park, located in Highlands County, Florida, by the Florida Board of Forestry and Parks, a State Agency, and without any fault on the part of the said D. S. Skipper.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Sturgis—

Senate Memorial No. 614:

A MEMORIAL RECOMMENDING TO THE CONGRESS OF THE UNITED STATES OF AMERICA THE CARRYING INTO EFFECT OF THE ADMINISTRATIVE RECOMMENDATIONS OF THE HOOVER COMMISSION.

TO THE HONORABLE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES OF AMERICA, IN CONGRESS ASSEMBLED:

We, your memorialists, the legislative assembly of the State of Florida convened in regular session, respectfully represent that:

WHEREAS during the last generation the enormous expenses of federal governmental activities has created a condition of confusion and overlapping in the divisions of the administrative authority which has placed upon the president of these United States an ever increasing burden and has resulted in increased costs and inefficient administration, and

WHEREAS, pursuant to Public Law 162, enacted by the eightieth congress, there was created a commission known as the Hoover Commission on Organization of the Executive Branch of the Government, which Public Law was on July 7, 1947, approved by the president of the United States, Harry S. Truman, and

WHEREAS, pursuant to said Public Law 162, there was

appointed a bipartisan group of representative and distinguished citizens of our country who had had experience in governmental affairs, which group made an exhaustive and unbiased examination into the administration of the agencies of the federal government, and

WHEREAS the said commission has filed a detailed report of its findings and its conclusions therefrom together with its recommendations covering the matter, and

WHEREAS it appears to your memorialists that the said findings, conclusions and recommendations constitute a cohesive and efficient program which will be of great benefit to the peoples of these United States; now, therefore,

**BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:**

That the congress of the United States be and it hereby is petitioned and requested by your memorialists to give due and favorable consideration to the recommendations of the Hoover Commission to the end that the said recommendations may be adopted by the congress of these United States and the president of the United States be directed thereby to effectuate the provisions of such recommendations; and be it further resolved

That the secretary of state of the state of Florida be, and he hereby is directed to transmit copies of this memorial to the president and clerk of the United States Senate, to the speaker and chief clerk of the house of representatives of the United States, and to each member of the Florida delegation in the congress of the United States.

Which was read the first time in full.

Senator Sturgis moved that the rules be waived and Senate Memorial No. 614 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Memorial No. 614 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to.

And Senate Memorial No. 614 was adopted and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sturgis—

S. B. No. 615—A bill to be entitled An Act exempting the special Employment Security Administration Fund from all Acts of the 1949 Session of the Legislature, except this Act.

Which was read the first time by title only.

Senator Sturgis moved that the rules be waived and Senate Bill No. 615 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

By Senator Sturgis—

Senate Resolution No. 616:

**A RESOLUTION EXTENDING WELCOME TO UNITED SPANISH WAR VETERANS ON THE OCCASION OF ITS NATIONAL ENCAMPMENT TO BE HELD AT TAMPA, FLORIDA, OCTOBER 9-13, 1949.**

WHEREAS, the National Encampment of the United Spanish War Veterans will be held at Tampa, Florida, October 9-13, 1949; and

WHEREAS, the State of Florida is distinctly honored in that it will have as its distinguished guests the ever thinning line of heroes of the only volunteer army in the glorious procession of soldiers and patriots who have written their names with honor in defense of our land and our liberties; and

WHEREAS, it is fitting and a happy privilege to be able to extend welcome and greetings to this patriotic organization upon this occasion; therefore,

**BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:**

**Section 1.** That we do hereby extend to the national and local officers and to all members of the United Spanish War Veterans, their relatives and friends, our sincere welcome and congratulations on the occasion of the National Encampment, to be held at Tampa, Florida, on October 9-13, 1949, and trust that their visit to the State of Florida will be pleasant, profitable and entertaining.

**Section 2.** That we do hereby recognize the honor conferred upon the State of Florida as hosts to said National Encampment.

**Section 3.** That a copy of this resolution be sent to the Commander in Chief of the United Spanish War Veterans and to the Department Commander of the Department of Florida.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 616 was adopted.

By Senator Ray—

S. B. No. 617—A bill to be entitled An Act amending Section 409.02, Florida Statutes of 1941, relating to the duties of the State Welfare Board, and requiring a merit system for employees of the State and District Welfare Boards.

Which was read the first time by title only and referred to the Committee on Welfare.

By Senator Shivers—

Senate Bill No. 618—A bill to be entitled An Act authorizing the State Road Department to invest committed funds, which cannot or will not be expended for a period of time, in negotiable direct obligations of the Government of the United States and to liquidate same.

Which was read the first time by title only and referred to the Committee on Public Roads and Highways.

By Senator Beall—

S. B. No. 619—A bill to be entitled An Act relating to the authority and power of Boards of County Commissioners and the governing bodies of municipalities in the State of Florida with respect to resolutions, rules, regulations or ordinances relating to the forbidding of minors from working, entering, or loitering, whether accompanied by their parents or not, in any place of business licensed to sell beer or wine only for off the premise consumption. Prohibiting the adoption or passage of such resolutions, rules, regulations or ordinances and making null and void any such that conflict with the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Temperance.

By Senator Tucker—

Senate Joint Resolution No. 620:

**A JOINT RESOLUTION PROPOSING THE AMENDMENT OF SECTION 12 OF THE STATE DECLARATION OF RIGHTS BY ELIMINATING THE SO-CALLED "RIGHT TO WORK" AMENDMENT ADOPTED IN THE GENERAL ELECTION OF 1944.**

**BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:**

That the elimination from Section 12, Declaration of Rights, of the following words:

"The right of persons to work shall not be denied or abridged on account of membership or non-membership in any labor union, or labor organization; provided, that this clause shall not be construed to deny or abridge the right of employees by and through a labor organization or labor union to bargain collectively with their employer", is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election to be held in November, 1950.

The amended Section 12 of the Declaration of Rights to be voted upon by the electorate shall read as follows:

"Section 12. No person shall be subject to be twice put in jeopardy for the same offense, nor compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property without due process of law; nor shall private property be taken without just compensation."

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Smith—

S. B. No. 621—A bill to be entitled An Act providing for a veterans' bonus; defining who shall be eligible; providing for the method of computation of the amounts and the order in which each claim shall be paid; providing for the source of revenue to carry out the provisions of this Act; and providing for the effective date of this Act.

Which was read the first time by title only and referred to the Committee on Finance and Taxation and the Committee on Appropriations.

By Senator Johns—

S. B. No. 622—A bill to be entitled An Act amending Section 511.28, Florida Statutes, 1941, relating to the appointment by the Hotel Commissioner of inspectors, architects, etc., and their compensation.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Rodgers—

S. B. No. 623—A bill to be entitled An Act providing for the showing of certain specified information on all deeds or other instruments of conveyance of any interest in real property.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senators Johnston, Wright and Smith—

S. B. No. 624—A bill to be entitled An Act providing for relief from involuntary unemployment, attributable to accident or illness, not arising out of or in the course of such employment; declaring the public policy of the State of Florida; designating certain Sections of Chapter 443, Florida Statutes 1941, as amended as applicable hereto; providing for the payment of benefits during disability; providing funds therefor by levying contributions upon the wages of employees and providing for collection thereof; providing for administration of the provisions of this Chapter by the Florida Industrial Commission; providing for the approval of private plans for disability benefits; providing for the adoption of rules and regulations; providing for the collection, custody, investment and disbursement of funds; appropriating all moneys collected or received under this Act and appropriating moneys for the administration of the provisions of this Act; prescribing penalties for the violation of the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Labor and Industry and the Committee on Appropriations.

By Senator Beall—

S. B. No. 625—A bill to be entitled An Act to provide payment to Turberville Hospital Association for supplies and services furnished Escambia County, Florida, and which account is past due and which account has been investigated and found to be due and proper.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 625 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 625 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 625 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 625 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 625 was read the third time in full.

Upon the passage of Senate Bill No. 625 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 625 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—

S. B. No. 626—A bill to be entitled An Act to amend Section 511.38, Florida Statutes, 1941, relating to hotels, apartment houses, rooming houses, inns, boarding houses, restaurants, making it unlawful for any person with intent to defraud, to obtain food, lodging, or accommodations from any owner or keeper thereof, and providing a penalty therefor, by adding grocery stores and meat markets to the businesses covered by said Section 511.38.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Beacham—

S. B. No. 627—A bill to be entitled An Act relating to school district elections; providing under what circumstances County Supervisors of Registration shall be ex officio Supervisors of School District elections and providing their duties and compensation as such in all counties of the State of Florida having a population of not more than one hundred twelve thousand four hundred (112,400) and not less than one hundred seven thousand (107,000) according to the State Census of Florida for 1945.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 627 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 627 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 627 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 627 was read the third time in full.

Upon the passage of Senate Bill No. 627 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 627 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 628—A bill to be entitled An Act relating to School District elections; providing under what circumstances County Supervisors of Registration shall be ex officio Supervisors of School District elections and providing their duties and compensation as such.

Which was read the first time by title only and referred to the Committee on Privileges and Elections.

By Senator Beacham—

S. B. No. 629—A bill to be entitled An Act dividing the City of Belle Glade, Florida, into three boroughs, namely North Borough, Central Borough and West Borough and fixing the boundaries of said boroughs; providing for five commissioners to be elected at large from the city but to be resident freeholders of the borough in which they are candidates; fixing a form of oath to be taken by such candidates; providing that North Borough shall have two commissioners, Central Borough shall have two commissioners and West Borough shall have one commissioner; providing that commissioners may not hold any public office other than mayor or municipal judge except notary public or member of the National Guard; providing for removal of commissioners and for filling vacancies in such office; providing that this Act shall not affect the term of any present commissioner; permitting candidates to file in groups; repealing laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 629 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 629 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 629 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 629 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 629 was read the third time in full.

Upon the passage of Senate Bill No. 629 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 629 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 630—A bill to be entitled An Act amending Section 3 of Article IV of Chapter 15,082, Laws of Florida, Acts of 1931, being a portion of the charter of the City of Belle Glade, said amendment changing the name town marshal to chief of police and changing the name deputy marshal to assistant chief of police and authorizing the City Commissioner in charge of the police department to appoint such officers and such other policemen as may be necessary subject to

approval and consent of a majority of the Commission of said City; repealing parts of laws in conflict.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 630 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 630 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 630 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 630 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 630 was read the third time in full.

Upon the passage of Senate Bill No. 630 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 630 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 631—A bill to be entitled An Act rectifying, ratifying, confirming, validating and legalizing the assessments, valuations of properties, levying of taxes, tax certificates and tax sales made by the City of Belle Glade, Florida, for the year 1947 and all prior years.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 631 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 631 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 631 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 631 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 631 was read the third time in full.

Upon the passage of Senate Bill No. 631 the roll was called and the vote was:

Yeas—38

Mr. President	Beall	Davis	King
Alford	Boyle	Franklin	Leaird
Ayers	Carroll	Gautier	Lindler
Baker	Clarke	Getzen	Mathews
Baynard	Collins	Johns	McArthur
Beacham	Crary	Johnston	Moore

Pearce	Sanchez	Smith	Wilson
Pope	Shands	Sturgis	Wright
Ray	Sheldon	Tucker	
Rodgers	Shivers	Walker	

Nays—None

So Senate Bill No. 631 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. B. No. 632—A bill to be entitled An Act establishing a Civil Service Board for the City of Belle Glade, Florida; providing for the appointment and removal of the members; the powers, salaries and duties of the Board; providing for classified service and exemption and for competitive examinations, status of present employees; providing powers of subpoena; providing for retirement system and authorizing appropriations; regulating political activities; fixing duties of Commission; providing penalties for violations; containing a saving clause; providing for a referendum.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 632 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 632 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 632 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 632 was read the third time in full.

Upon the passage of Senate Bill No. 632 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 632 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

Senate Concurrent Resolution No. 633:

PROVIDING FOR THE APPOINTMENT BY THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF A COMMITTEE TO CONSIST OF THREE MEMBERS FROM EACH BODY TO MAKE A STUDY OF THE INSURANCE LAWS OF THE STATE OF FLORIDA AND OF OTHER STATES AND TO STUDY THE NEEDS OF THE VARIOUS COMPONENT PARTS OF THE INSURANCE INDUSTRY AND THE PUBLIC FOR THE PURPOSE OF RECOMMENDING SUCH REVISION AND CODIFICATION OF THE INSURANCE LAWS OF THE STATE OF FLORIDA AS THEIR STUDY MAY REVEAL TO BE IN THE PUBLIC'S INTEREST AND TO AUTHORIZE THE COMMITTEE TO SPEND FOR NECESSARY PER DIEM AND TRAVELING EXPENSES A SUM NOT TO EXCEED \$5,000.00 WHICH IS HEREBY APPROPRIATED AS LEGISLATIVE EXPENSE.

WHEREAS, many of the laws of Florida regulating the insurance business were passed many years ago when the economy of the state was more simple, and

WHEREAS, the insurance industry in the State of Florida

has grown tremendously during the past several years, it is, therefore, deemed for the best interest of the public that a study should be made of the laws of this and other states for the purpose of recommending modernization and revision of the insurance code of Florida.

NOW THEREFORE BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA:

That there is hereby created a continuing committee of this Legislature composed of three members of the Senate to be appointed by the President thereof, and three members of the House of Representatives to be appointed by the Speaker thereof, for the purpose of making a study of the insurance laws of the State of Florida and of other states and a study of the needs of the public with regard to the regulation of the insurance industry generally.

The committee shall have authority to appoint a chairman and to call such meetings as it may deem necessary for the purpose of making a complete study of the laws of Florida regulating the insurance industry, the needs of the public and such modern codes as may have been adopted in other states of the Union.

The committee shall have authority to call upon the Insurance Commissioner and his Department for such information as may be of assistance and for such clerical help as may be necessary to carry out their study.

Be it further resolved that the committee shall make such recommendations as it deems necessary for the modernization and revision of the insurance laws of the State of Florida which report the members shall submit to the Legislature at its session in the year 1951.

Be it further resolved that the committee so appointed shall have authority to draw up to the sum of \$5,000.00 for necessary per diem and traveling expenses in attending the meetings of the committee, which sum is hereby appropriated as legislative expense.

Which was read the first time in full.

Senator Baynard moved that the rules be waived and Senate Concurrent Resolution No. 633 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 633 was read the second time in full.

Senator Baynard offered the following amendment to Senate Concurrent Resolution No. 633:

Strike out the last paragraph thereof.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question was put on the adoption of the Concurrent Resolution, as amended.

Which was agreed to.

And Senate Concurrent Resolution No. 633, as amended, was adopted, and referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

By Senator Walker—

S. B. No. 634—A bill to be entitled An Act providing for the enforcement of orders or decrees for the payment of alimony, support and separate maintenance; prescribing the manner of and venue in which application may be made; providing for the payment of costs and attorney's fees; and providing the manner of service of notice.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Sheldon—

S. B. No. 635—A bill to be entitled An Act amending Section 550.27, Florida Statutes, 1941, relating to dog racing, horse racing and frontons: requiring that at least ninety-five per

cent of employees be residents and citizens of this State with certain exceptions.

Which was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

By Senator Sheldon—

S. B. No. 636—A bill to be entitled An Act relating to the service of legal process upon foreign corporations authorized to transact business in the State; providing for service upon the Secretary of State in cases where service may not be effected upon resident agent; making such service binding upon foreign corporations and fixing a fee to be paid therefor as costs in the cause.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator King—

S. B. No. 637—A bill to be entitled An Act to amend Section 8, Chapter 10330, Acts of 1925 and relating to the Charter of the City of Bartow, Florida in its power to borrow money for any municipal purpose.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 637 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator King moved that the rules be waived and Senate Bill No. 637 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 637 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 637 be read the third time in full and pass upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 637 was read the third time in full.

Upon the passage of Senate Bill No. 637 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 637 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on County Organizations—

S. B. No. 638—A bill to be entitled An Act amending Section 28.18, Florida Statutes annotated 1941, providing for the recording of certificates of discharge of members of the military forces of the United States, said amendment providing for a fee of one dollar to be paid to the Clerk of the Circuit Court by the Board of County Commissioners for such recording.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on County Organizations—

S. B. No. 639—A bill to be entitled An Act to amend Sections 28.24, 293.15, 695.23 and 696.05, Florida Statutes, 1941, relating to duties of Clerks of Circuit Courts and fees allowed for performance thereof.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senators Beacham, Crary, Leaird, Carroll and Sheldon—

S. B. No. 640—A bill to be entitled An Act relating to and creating the business of "Discount (Consumer) Financing" or loans at \$500.00 or less, and for the repayment of the same by installment payments within a limited time; prescribing the maximum charges to be made therefor; regulating and limiting such business; providing for such business to be conducted under a certificate of authority issued by the Comptroller, the method of application for such certificate of authority, the fees and license fees initial and annual to be paid; providing for such business to be conducted under the supervision of the Comptroller, and giving the Comptroller the right to enforce the provisions hereof, to make rules and regulations and enforce the same; providing for judicial review of the acts of the Comptroller, and providing penalties for the violation of the provisions of this Act, the rules and regulations made by the Comptroller.

Which was read the first time by title only and referred to the Committee on Banking and Building and Loans.

By Senator Beacham—

S. B. No. 641—A bill to be entitled An Act providing for additional powers which the City Commission of the City of Belle Glade, Florida, may exercise by ordinance; providing that such powers shall be cumulative to those already existing.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

Proof of publication of Notice was attached to Senate Bill No. 641 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

By Senator Sanchez (By Request)—

S. B. No. 642—A bill to be entitled An Act amending Section 469.05, Florida Statutes, 1941, relating to the requirement of cities and towns to provide rules for construction and maintenance of all plumbing and drainage; providing that plumbing does not include the installation of portable water softening units without drains; providing that no rules or regulations adopted by cities or towns prevent such installations by licensed operators of water softening services; repealing all laws and parts of laws in conflict with this Act.

Which was read the first time by title only and referred to the Committee on Labor and Industry.

By Senators Sheldon, Ray, Baynard and Franklin—

Senate Memorial No. 643:

A RESOLUTION TO MEMORIALIZE THE CONGRESS OF THE UNITED STATES TO RESTORE THE FORMER TARIFF OF TWENTY-ONE PER CENT ON IMPORTED SPONGES.

WHEREAS, the State of Florida has for many years enjoyed a very substantial and prosperous industry, and provided a world market with the finest quality of sponges, and

WHEREAS, thousands of our good citizens are engaged in the sponge production and market industry, and their families have been well supported and the income of those so engaged has been far above the average income for our State, and

WHEREAS, following the close of the recent war, citizens of foreign countries, and especially in the Mediterranean Sea, have engaged in an abundant and enormous production of sponges, and

WHEREAS, the wages paid to and received by persons engaged in the production of sponges in these foreign countries on the Mediterranean Sea are approximately \$1.00 daily, as compared with wages paid to American workmen engaged in our sponge industry, who receive from \$1.00 to \$3.00 per hour, and

WHEREAS, our sponge industry enjoyed a 21% protective tariff imposed by our Federal Government, and during said time the sponge industry was extremely healthy and prosperous and so continued until the tariff for foreign sponges

was reduced from 21% to 8%, all to the injury and detriment of our entire sponge industry of Florida; and

WHEREAS, since the reduction of said tariff, foreign sponges have glutted our markets to the extent that the American produced sponge is now selling at about 20 cents on the dollar, thereby putting hundreds of men out of work, depriving their families of a livelihood and, in some instances in the State, mortgage foreclosures have been instituted upon the homes and other property of these persons whose income has been so drastically reduced by favored foreign competition.

NOW THEREFORE, BE IT RESOLVED, that the Legislature of the State of Florida strongly urges and implores the President of the United States and the Congress to take such action within their power to restore the former tariff on sponges brought into the United States by foreign countries, and do all in their power to protect and promote Florida's great sponge industry; and, further, that a copy of this Resolution be immediately forwarded to the President and to the Clerk of the House of Representatives in Congress of the United States and to the Clerk of the United States Senate.

Which was read the first time in full.

Senator Sheldon moved that the rules be waived and Senate Memorial No. 643 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Memorial No. 643 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to.

And Senate Memorial No. 643 was adopted and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnston—

S. B. No. 644—A bill to be entitled An Act repealing Chapter 476, Florida Statutes, 1941, relating to barbers and the Barbers' Sanitary Commission.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Mathews—

S. B. No. 645—A bill to be entitled An Act relating to the City of Jacksonville, Florida, authorizing the City of Jacksonville, Florida, to accept as a gift from Mrs. Dorcas B. Foster, a tug boat known as "Three Friends", and also permitting the said City of Jacksonville, Florida, to appropriate from the general funds of said city, a sum not exceeding fifty thousand dollars (\$50,000) for the purpose of placing the said tug boat in a permanent location and thereafter to maintain said tug boat as a historical exhibit and to charge admission to certain persons who desire to see the said exhibition as a historical relic and as a museum.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 645 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Mathews moved that the rules be waived and Senate Bill No. 645 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 645 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 645 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 645 was read the third time in full.

Upon the passage of Senate Bill No. 645 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 645 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 646—A bill to be entitled An Act recreating, confirming and continuing the Town of Surfside, a municipal corporation in Dade County, Florida, to be known henceforth and in perpetuity under the name of the Town of Surfside, a municipal corporation in Dade County, Florida, ratifying, approving and confirming its boundaries; prescribing its powers; prescribing qualifications of its electors; ratifying all taxes levied and acts done by its officers; repealing all laws inconsistent with this Act; saving all rights, remedies and defenses of said municipality; declaring a rule of construction; enumerating the powers of its officers; enumerating its officers; prescribing procedures for election, appointment and removal of its officers and all matters relating generally to the powers and implied powers of this municipality.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 646 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 646 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 646 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 646 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 646 was read the third time in full.

Upon the passage of Senate Bill No. 646 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 646 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 647—A bill to be entitled An Act reenacting Chapter 23428 Special Acts of Florida, 1945 and amending the same so as to authorize and empower the City of North Miami Beach, Florida, to construct or acquire and thereafter own, operate, add to, extend and improve a municipal gas works and transmission and distribution system and a municipal water works system in and surrounding said city, and in con-



nection therewith to issue revenue bonds payable solely from the revenues of said works and systems; to authorize the city to sell or lease all or any part of said works and systems; to authorize said city to create a separate department or board to manage, control, operate and maintain either or both of said systems and prescribing the powers and duties of said board; authorizing said city to create an advisory board to assist and cooperate in solving problems and outlining a general policy in connection with said systems; and conferring upon said city exclusive power to fix rates and charges for the service of said systems.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 647 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida

Senator Gautier moved that the rules be waived and Senate Bill No. 647 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 647 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 647 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 647 was read the third time in full.

Upon the passage of Senate Bill No. 647 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 647 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 648—A bill to be entitled An Act recreating, confirming and continuing Miami Shores Village, a municipal corporation in Dade County, Florida; ratifying all taxes levied and acts done by its officers; consolidating, superseding and amending prior acts affecting said Village, including Chapters 15689, 15690, 16568, 17610, 18698, 21402, 21403, 22404, 24715, 24716, Laws of Florida (Acts of 1931, 1933, 1935, 1937, 1941, 1943, 1947), and repealing all laws so far as inconsistent with this Act; saving all rights, remedies and defenses of said Village; declaring a rule of construction; and relating generally to said Village.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 648 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier moved that the rules be waived and Senate Bill No. 648 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 648 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 648 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 648 was read the third time in full.

Upon the passage of Senate Bill No. 648 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 648 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator King moved that House Bill No. 405 be recalled from the Committee on Motor Vehicles and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator King asked unanimous consent of the Senate to take up and consider House Bill No. 405, out of its order, at this time.

Which was agreed to.

H. B. No. 405—A bill to be entitled An Act creating a small Claims Court in each County of the State of Florida which now has or may hereafter have a population of not less than 112,350 and not more than 130,000 according to the last preceding State Census; prescribing the jurisdiction of said Court; providing for the Justice of Peace to be the Judge of said Court; prescribing for the pleading, practice and service of notice of proceedings therein; providing for a clerk and prescribing their duties.

Was taken up.

Senator King moved that the rules be waived and House Bill No. 405 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 405 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 405 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 405 was read the third time in full.

Upon the passage of House Bill No. 405 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 405 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Pearce asked unanimous consent of the Senate to take up and consider House Bill No. 631, out of its order, at this time.

Which was agreed to

H. B. No. 631—A bill to be entitled An Act to authorize the City of Palatka to extend, construct its sewer mains, facilities and system; to issue revenue certificates to finance such extensions and construction, to levy charges for the use of such sewer facilities, and to pledge the same, or the surplus portion thereof, to the payment of the principal and interest of said certificates, and to impose fees and rates for the use or services of any other utility now or hereafter owned or operated by the City of Palatka; to levy a tax on such fees or rentals; and to levy a tax on bills for telephone, electric lights and power, gas, bottled gas, or other public utility supplying services to its citizens or others within said city, and to use the proceeds of such tax for general purposes or to pledge the same, or any part thereof, to the payment of the principal and interest of such revenue certificates, or other revenue certificates issued hereafter by the city.

Was taken up.

Senator Pearce moved that the rules be waived and House Bill No. 631 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 631 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 631 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 631 was read the third time in full.

Upon the passage of House Bill No. 631 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Teacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 631 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 11, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator King—

S. B. No. 203—A bill to be entitled An Act fixing the compensation of the County Commissioners of counties of the State of Florida which now have or may hereafter have a population of more than one hundred twelve thousand four hundred and not more than one hundred thirty thousand inhabitants according to the last preceding State Census.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 203, contained in the above Message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 11, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate Amendments to—

By Mr. Saunders of St. Lucie—

H. B. No. 44—A bill to be entitled An Act to amend Section 132 of Chapter 24528, Laws of Florida, Special Acts 1947, entitled "An Act to abolish the present municipal government of the City of Fort Pierce, in the County of St. Lucie, Florida, and to establish, organize and constitute a municipality to be known as City of Fort Pierce, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges."

Which amendments read as follows:

Amendment No. 1—

Strike out the title of the Act and insert in lieu thereof the following:

A bill to be entitled An Act to amend Section 132 of Chapter 24528, Laws of Florida, Special Acts 1947, entitled "An Act to abolish the present Municipal Government of the City of Fort Pierce, in the County of Saint Lucie, Florida, and to establish, organize and constitute a municipality to be known as City of Fort Pierce, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges."

Amendment No. 2—

Strike out the first nine lines of Section 1, and insert in lieu thereof the following:

Section 1. That Section 132 of Chapter 24528, Laws of Florida, Special Acts of 1947, be and the same is hereby amended to read as follows:

Amendment No. 3—

In Section 3, strike out the entire Section and insert in lieu thereof the following:

Section 3. All laws and parts of laws in conflict herewith are hereby repealed.

Amendment No. 4—

Add a new Section 4 to the Bill as follows:

Section 4. This Act shall take effect upon becoming a law.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 11, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate Amendments to—

By Mr. Saunders of St. Lucie—

H. B. No. 43—A bill to be entitled An Act to amend Sections 106 and 107 of Chapter 24528, Laws of Florida, Special Acts 1947, entitled "An Act to abolish the present municipal government of the City of Fort Pierce in the County of Saint Lucie, Florida, and to establish, organize and constitute a municipality to be known as City of Fort Pierce, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges."

Which amendments read as follows:

## Amendment No. 1—

Strike out the title of the Act and insert in lieu thereof the following:

A bill to be entitled An Act to amend Sections 106 and 107 of Chapter 24528, Laws of Florida, Special Acts 1947, entitled "An Act to abolish the present municipal government of the City of Fort Pierce in the County of Saint Lucie, Florida, and to establish, organize and constitute a municipality to be known as City of Fort Pierce, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges."

## Amendment No. 2—

In Section 1, line 1 (typewritten bill), after the words: "That Section 106 of" insert the following: "Chapter 24528, Laws of Florida, Special Acts 1947, being".

## Amendment No. 3—

In Section 2, line 1 on page 2 of the Bill after the words "That Section 107 of" insert the following: "Chapter 24528 Laws of Florida, Special Acts 1947, being".

## Amendment No. 4—

Add a new Section 4 to the Bill as follows: Section 4. This Act shall take effect upon becoming a law.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 10, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives respectfully requests the return of—

By Mr. Hough of Lee—

H. B. No. 294—A bill to be entitled An Act to amend Sections 1, 2, 3, 4, 5, 6, 10, 11, 12, 13, 15 and 16 of Chapter 23966, Laws of Florida, Acts of 1947 (same being respectively Sections 636.01, 636.02, 636.03, 636.04, 636.05, 636.06, 636.10, 636.11, 636.12, 636.13, 636.15 and 636.16, Volume 1, 1947 Cumulative Supplement, Florida Statutes, 1941), relating to the examination, licensing and regulation of insurance adjusters under the supervision of the Insurance Commissioner; fixing the annual license tax payable by adjusters; providing for the issuance, renewal, suspension or revocation of such licenses by the Insurance Commissioner under circumstances stated, and for Court review of the orders of such official related thereto; providing that certain insurance agents, certain officers and employees of insurers, the designated attorney or representative of subscribers in inter-insurance or reciprocal agreements, attorneys at law licensed to practice in this State, and certain other designated persons in the event of a catastrophe or emergency, are not required to be licensed hereunder to adjust insurance losses under the circumstances and to the extent stated herein; declaring unlawful certain practices in connection with adjusting claims, loss or damage under insurance contracts; prescribing penalties for violation of this Act; defining certain terms used herein; and fixing the effective date of this Act.

—for the purpose of further consideration.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Senator Baynard, Chairman of the Committee on Insurance, moved that House Bill No. 294, reported unfavorably by the Committee on Insurance on May 10, 1949, be removed from the table and returned to the House of Representatives, as requested.

Which was agreed to and it was so ordered.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 11, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Schuh of Pinellas, MacWilliam of Indian River, Saunders of St. Lucie, Botts of Escambia, Bollinger of Palm Beach, and Hendry of Okeechobee—

H. B. No. 498—A bill to be entitled An Act defining and prescribing the use of the word "Veteran" by individuals, firms or corporations; and prescribing a penalty for the misuse of said word.

Also—

By Messrs. Okell, Lantaff and Stockdale of Dade—

H. B. No. 514—A bill to be entitled An Act relating to lands of the State School Fund of this State; authorizing the State Board of Education to make land exchanges under conditions prescribed in this Act; validating exchanges heretofore made, and in reference to taxes on land of said fund.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 498, contained in the above Message, was read the first time by title only and referred to the Committee on Veterans Affairs.

And House Bill No. 514, contained in the above Message, was read the first time by title only and referred to the Committee on Education.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 11, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Luckie of Duval—

H. B. No. 525—A bill to be entitled An Act amending Section 2, Chapter 23,748, Laws of Florida, Acts of 1947 (the same being Section 610.13, 1947 Cumulative Supplement, Florida Statutes, 1941), relating to corporations; period to be covered by statements; time for filing.

Also—

By the Committee on Judiciary (Civil)—

H. B. No. 639—A bill to be entitled An Act relating to pleadings in civil actions in any of the Courts of Record and providing when judicial proceedings in respect thereto shall be harmless error.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 525, contained in the above Message, was read the first time by title only and referred to the Committee on Corporations.

And House Bill No. 639, contained in the above Message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 639 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following Message from the House of Representatives was read:

Tallahassee, Florida.  
May 11, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the the Senate that the House of Representatives has passed—

By Mr. Okell of Dade—

H. B. No. 151—A bill to be entitled An Act relating to the appointment of a curator of the property of persons suffering from old age, incapacity or any hazard to his or her security and general welfare and authorizing the curator to take charge of, manage and conserve the property of any such person, and relating to the effect of the appointment of a curator as to any such person.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 151, contained in the above Message, was read the first time by title only and referred to the Committee on Welfare.

The following Message from the House of Representatives was read:

Tallahassee, Florida.  
May 11, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the the Senate that the House of Representatives has passed—

By Mr. Merritt of Escambia—

H. B. No. 177—A bill to be entitled An Act to amend Section 511.38 Florida Statutes 1941, relating to hotels, apartment houses, rooming houses, inns, boarding houses, restaurants, making it unlawful for any person with intent to defraud, to obtain food, lodging or accommodations from any owner or keeper thereof, and providing a penalty therefor, by adding grocery stores and meat markets to the businesses covered by said Section 511.38.

Also—

By Mr. McMullen of Hillsborough—

H. B. No. 284—A bill to be entitled An Act providing for the entry of summary judgments in the Courts of the State of Florida, and setting out the procedure therefor.

Also—

By Messrs. Andrews and Thornal of Orange—

H. B. No. 314—A bill to be entitled An Act to amend Section 231.50, Florida Statutes, 1941, as amended by Chapter 22841, Laws of Florida, Acts of 1945, by increasing the monthly allowance to public school teachers and/or County Superintendents of Public Instruction who have served an aggregate period of thirty-five or more years as teacher and/or Superintendent of Public Instruction.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 177, contained in the above Message,

was read the first time by title only and referred to the Committee on Judiciary "A".

And House Bill No. 284, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B".

And House Bill No. 314, contained in the above Message, was read the first time by title only and referred to the Committee on Education and the Committee on Appropriations.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 11, 1949.

Hon. Newman C. Brackin,  
President of the Senate.  
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Committee on Finance and Taxation—

Committee Substitute for H. B. No. 30—A bill to be entitled An Act to amend Section 205.63, Florida Statutes, 1941, by providing that no license shall be required on nickel operated vending machines dispensing only citrus juice and repealing all laws in conflict therewith.

Also—

By Messrs. Branch, Moody and McMullen of Hillsborough—

H. B. No. 178—A bill to be entitled An Act providing for the enforcement of orders or decrees for the payment of alimony, support and separate maintenance prescribing the manner of and venue in which application may be made, providing for the payment of costs and attorney's fees, and providing the manner of service of notice.

Also—

By Mr. McMullen of Hillsborough—

H. B. No. 262—A bill to be entitled An Act to amend Section 54.17, Florida Statutes, 1941 (1947 cumulative supplement) relating to directed verdicts and Court's charge to jury; and providing that the Judge may reserve his ruling.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Committee Substitute for House Bill No. 30, contained in the above Message, was read the first time by title only and referred to the Committee on Citrus Fruits.

And House Bill No. 178, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A".

And House Bill No. 262, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B".

Senator McArthur moved that when the Senate adjourns at this Session it recess until 3:00 o'clock P. M., this day.

Which was agreed to and it was so ordered.

#### SPECIAL AND CONTINUING ORDER OF BUSINESS

Pursuant to the motion made by Senator Baker on Wednesday, May 4, 1949, the Senate took up the consideration of Senate Bill No. 123 as a Special and Continuing Order of Business.

S. B. No. 123—A bill to be entitled An Act to provide for the regulation and the control of the citrus industry of the State of Florida; to establish a Florida Citrus Commission and define its duties; to establish and define certain grades and standards for citrus fruits produced in the State of Florida and the canned and concentrated products thereof; to establish and define maturity standards for citrus fruits produced in the State of Florida; to provide for the inspection and certification of citrus fruits produced in the State of Florida and canned and concentrated products thereof and to define

the duties of the Commissioner of Agriculture in relation thereto; to provide for the licensing and registration, and the revocation of such, of citrus fruit packing houses and canning and concentrating plants of citrus fruits, to prohibit shipment or use of citrus fruits produced in the State of Florida and canned or concentrated products thereof not meeting standards set up by this Act or regulations of the Florida Citrus Commission; to define and provide for the licensing and bonding of citrus fruit dealers and for the revocation of such licenses; to provide for the assessment, levy, collection, and disbursement of certain advertising taxes, inspection taxes, and excise taxes on citrus fruits produced in the State of Florida; to define the duties of the Commissioner of Agriculture in relation to the administration and enforcement of laws dealing with citrus fruits produced in the State of Florida; to provide for the regulation of the manufacture and use of coloring matter to be used in the coloring of citrus fruits produced in the State of Florida; to prohibit the use of arsenic in certain particulars; to provide penalties for the violation of this Act and any rules and regulations of the Florida Citrus Commission or the Commissioner of Agriculture of the State of Florida promulgated hereunder; and to repeal Chapters 594, 595, 596, 597, 598, 599, and 600, Florida Statutes, 1941, and any and all laws in conflict herewith.

Was taken up, having been read the second time by title only on May 10, 1949, retaining its place on the Calendar of Bills on Second Reading for the purpose of amendment on motion of Senator Baker.

The Committee on Citrus Fruits offered the following amendment to Senate Bill No. 123:

In Section 4, pages 6, 7 and 8 (mimeographed bill) strike out all of Section 4, and insert in lieu thereof the following:

**Section 4.** That Section 1 of Chapter 22535 Laws of Florida 1945, being Section 595.01 of Florida Statutes 1941, as amended, be and the same is hereby amended to read as follows:

**Section 595.01.** (1) There is hereby created and established a State citrus commission to be known and designated as the "Florida Citrus Commission" to be composed of twelve practical citrus fruit men who are resident citizens of the State of Florida, each of whom is and has been actively engaged in growing, or growing and shipping, or growing and processing of citrus fruit in the State of Florida for a period of at least five years immediately prior to his appointment to the said Commission and has, during said period, derived a major portion of his income therefrom or, during said time, has been the owner of, member of, officer of, or paid employee of a corporation, firm, or partnership which has, during said time, derived the major portion of its income from the growing, or growing and shipping, or growing and processing of citrus fruit. Seven members of said Commission shall be growers not connected as paid officers or employees with any citrus packing, shipping, processing, or marketing organization or association, and one of said seven grower members shall be a resident of and appointed from each of the seven citrus districts as defined in Section 9 hereof. Of the remaining five of the members of said Commission, one member shall be appointed from Citrus District No. 7; and the remaining four from the State at Large, but, of the remaining four, no two members shall be appointed from the same citrus district. Of the said five remaining members, two members shall be engaged as owners, or paid officers or employees of a corporation, firm, partnership, or other business unit engaged in the business of packing, or packing and shipping fresh citrus fruit; two members thereof shall be engaged as owners, or paid officers or employees of a corporation, firm, partnership, or other business unit engaged in the business of processing of single-strength canned citrus products; and one member thereof shall be engaged as owner, or paid officer or employee of a corporation, firm, partnership, or other business unit engaged in the processing of concentrated citrus products.

(2) The members of such Commission shall be appointed by the Governor of the State of Florida for terms of two years each, except as hereinafter provided, and such members shall serve until their respective successors are appointed and qualified. The regular terms shall begin on the first day of June and shall end on the thirty-first day of May of the second year after such appointment. The terms of office of members of said Commission appointed prior to the effective date of this Section as hereby amended shall continue according to the terms of their respective commission, but in making appointments subsequent to the effective date of this amendment the Governor of the State of Florida shall be governed by the provisions

hereof regarding qualifications of members of said commission and in making such subsequent appointments shall fully effectuate the purpose of this Section regarding the proper representation on said commission, provided, however, that the Governor shall as soon as practicable after the effective date of this Section appoint as members of said Commission for a term ending May 31, 1951, one member from each citrus districts one, three, five and seven who shall be growers, not connected as a paid officer or employee with any citrus packing, shipping, processing or marketing organization or association, and one member from citrus district seven who shall be a grower and also engaged as owner, or paid officer or employee of a corporation, firm, partnership or other business unit engaged in the business of packing or packing and shipping fresh citrus fruit, and one member from the State at Large who shall be a grower also engaged as owner or paid officer or employee of a corporation, firm, partnership or other business unit engaged in the business of processing single-strength canned citrus products and thereafter for a term beginning June 1, 1950, and ending May 31, 1952, the Governor shall appoint as members of said Commission one member from each of citrus districts two, four and six who shall be growers, not connected as a paid officer or employee with any citrus packing, shipping, processing or marketing organization or association, and one member from the State at Large who shall be a grower and also engaged as owner or paid officer or employee of a corporation, firm, partnership or other business unit engaged in the packing or packing and shipping of fresh citrus fruit, and one member from the State at Large who shall also be a grower and also engaged as owner or paid officer or employee of a corporation, firm, partnership or other business unit engaged in the business of processing single-strength canned citrus products, and one member from the State at Large who shall be a grower and engaged as owner or paid officer or employee of a corporation, firm, partnership or other business unit engaged in the business of processing of concentrated citrus products. Thereafter, upon the termination of any term, the Governor shall appoint a successor having the qualifications herein provided. A majority of the members of said Commission shall constitute a quorum for the transaction of all business and the carrying out of the duties of said Commission. Before entering upon the discharge of their duties as members of said Commission, each member shall take and subscribe to the oath of office prescribed in Section 1 of Article XVI of the Constitution of the State of Florida.

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 10, page 10 (mimeographed bill) strike out all of Section 10 and insert in lieu thereof the following:

**Section 10.** That Section 1 of Chapter 23680, Laws of Florida 1947, being Section 595.07 Florida Statutes 1941, as amended, be and the same is hereby amended to read as follows:

**Section 595.07.** The Commission shall have and shall exercise such general and specific powers as are delegated to it by this Act and other statutes of the State of Florida, which such powers shall include, but not be confined to, the following:

(1) To elect a chairman and a vice chairman and, from time to time, such other officers as it may deem advisable, and to adopt and, from time to time, alter, rescind, modify, or amend all proper and necessary rules, regulations, and orders for the exercise of its powers and the performance of its duties under this Act and other statutes of the State of Florida, and which said rules and regulations shall have the force and effect of law when not inconsistent therewith.

(2) To act as the general supervisory authority over the administration and enforcement of this Act and to exercise such other powers and perform such other duties as may be imposed upon it by other laws of the State of Florida.

(3) To employ and, at its pleasure, discharge a manager or secretary and such attorneys, clerks, and employees as it deems necessary, and to outline their powers and duties and fix their compensation; provided, however, that the entire overhead expenses of the said Commission of the salaries of the manager, attorney and attorneys and other persons employed in the headquarters of the Commission in its actual

administrative departments shall not exceed One Hundred Thousand Dollars per annum, and provided further that this limitation shall not apply to or include the expenses and salaries of the Field Department, statistical department or the employees therein or other necessary expenses of the Commission or its agent or employees for the necessary and proper administration and functioning of the Commission herein authorized to be incurred by the Commission.

(4) To purchase or authorize the purchase of all office equipment and supplies and to incur all necessary expenses in connection with and required for the proper carrying out of the provisions of this Act and other applicable laws.

(5) To investigate violations of the provisions of this Act and other laws conferring powers and duties upon said Commission, and to report its findings or recommendations in connection therewith to the Commissioner.

(6) To incur such reasonable obligations and expenses as may be necessary and proper for the discharge of its powers and duties hereunder or other laws, and to have such obligations and expenses paid out of the funds authorized by law to be collected and expended.

(7) To adopt, promulgate, alter, rescind, modify, amend and enforce rules and regulations not inconsistent with existing laws, to regulate and control methods and practices followed or used in the harvesting, grading, packing, canning, concentrating, or otherwise processing citrus fruits for human consumption, including application to or use of coloring matter thereon and coloring of fruit by placing in coloring room with or without use of heat or any form of gas in such process, to the end that such methods and practices as affect the eating and keeping qualities and depreciate the value thereof may be minimized to the greatest extent possible, if not altogether eliminated.

Senator Baker moved the adoption of the amendment.

Pending adoption of the amendment offered by the Committee on Citrus Fruits to Senate Bill No. 123, Senators King and Moore offered the following amendment to the amendment offered by the Committee on Citrus Fruits:

In Section 10 of the amendment, at end of sub-paragraph 7, strike out the period, insert a semi-colon, and add the following: "provided however, that nothing in this Section shall be construed to give the Commission the authority to require the grading or grade labeling of canned or concentrated products of citrus fruit."

Senator King moved the adoption of the amendment to the amendment.

Pending consideration of the amendment offered by Senators King and Moore to the amendment offered by the Committee on Citrus Fruits to Senate Bill No. 123, the hour of adjournment having arrived a point of order was called and the Senate recessed at 1:02 o'clock P.M., until 3:00 o'clock P.M., this day.

## AFTERNOON SESSION

The Senate reconvened at 3:00 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

—38.

A quorum present.

By permission the following reports of committees were received:

## REPORTS OF COMMITTEES

Senator Franklin, Chairman of the Committee on Oil and Natural Resources, reported that the Committee had carefully considered the following Bill:

S. B. No. 453—A bill to be entitled An Act cancelling and annulling at the expiration of ten years after the effective date of this Act all provisions in deeds and other instruments reserving or conveying estates, or rights in minerals, oil or gas in the State of Florida, unless minerals, oil or gas is being produced in commercial quantities on the lands affected by such reservation or conveyance at the expiration of such ten year period; providing that from and after the effective date of this Act any provision in any deed or other instrument reserving or conveying estates or rights in minerals, oil or gas shall become null, void and of no effect at the expiration of ten years from the date of such deed or other instrument unless minerals, oil or gas are being produced in commercial quantities on the lands affected by such reservation or conveyance at the expiration of such ten year period; providing that no court shall have jurisdiction to enforce any rights under any provision of any deed or other instrument conveying or reserving any estate or right in minerals, oil or gas contrary to the provisions of this Act, and providing further that this Act shall not affect mineral, oil or gas leases.

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Sturgis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Senate Joint Resolution:

S. J. R. No. 407—A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IX OF THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING THERE-TO AN ADDITIONAL SECTION TO PROVIDE FOR THE ESTABLISHMENT OF THE "MOTOR VEHICLE LICENSE TAX FUND" FOR A FIFTEEN-YEAR PERIOD; ALLOCATING THE MONIES IN SAID FUND TO CERTAIN SPECIFIED PUBLIC PURPOSES; AND PROVIDING FOR THE ADMINISTRATION OF SAID FUND.

—and recommends that it do not pass.

And the Senate Joint Resolution contained in the preceding report was laid on the table.

Senator Tucker, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bills:

S. B. No. 337—A bill to be entitled An Act granting Confederate pension to Eliza F. McKinney, widow of James S. McKinney of Crestview, Florida; and fixing the effective date of this Act.

S. B. No. 470—A bill to be entitled An Act granting pension to Kate B. Inman.

S. B. No. 484—A bill to be entitled An Act for the relief of Mrs. L. C. Bender.

S. B. No. 485—A bill to be entitled An Act for the relief of Mrs. Florence E. Daniel.

S. B. No. 496—A bill to be entitled An Act to provide for the relief of Mrs. Clyde R. Sauls and Cecil R. Sauls, a minor, of Leon County, Florida, widow and son respectively of the late Clyde R. Sauls, a former resident of Leon County, Florida, the said Clyde R. Sauls having met his death accidentally while responding to the call and summons of a duly elected constable of Leon County, Florida, on February 18, 1940, under the provisions of Section 901.18 of the Florida Statutes Annotated 1941.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Tucker, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bill:

S. B. No. 327—A bill to be entitled An Act for the relief of



George Collier, a resident of DeSota City, Highlands County, Florida, for his necessary and actual expenses incurred because of damages sustained to his Chevrolet pick-up truck as a result of an accident without any fault of his.

—and recommends that it do pass with Committee amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendments attached thereto, was placed on the Calendar of Bills on Second Reading.

#### ENGROSSING REPORTS

May 10, 1949.

Your Engrossing Clerk to whom was referred, with Senate amendment, for engrossing—

Committee Substitute for S. B. No. 84—A bill to be entitled An Act creating a State Purchasing Department under the control and administration of an Executive Board composed of the Governor, the Secretary of State, the Attorney General, the Comptroller, the Treasurer, the Superintendent of Public Instruction, and the Commissioner of Agriculture; prescribing its powers and duties.

—begs leave to report that the Senate amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate  
as Ex Officio Engrossing Clerk.

And Committee Substitute for S. B. No. 84, contained in the above report, was ordered certified to the House of Representatives.

#### SPECIAL AND CONTINUING ORDER OF BUSINESS

Pursuant to the motion made by Senator Baker on Wednesday, May 4, 1949, the Senate took up the consideration of Senate Bill No. 123 as a Special and Continuing Order of Business.

S. B. No. 123—A bill to be entitled An Act to provide for the regulation and control of the citrus industry of the State of Florida; to establish a Florida Citrus Commission and define its duties; to establish and define certain grades and standards for citrus fruits produced in the State of Florida and the canned and concentrated products thereof; to establish and define maturity standards for citrus fruits produced in the State of Florida; to provide for the inspection and certification of citrus fruits produced in the State of Florida and canned and concentrated products thereof and to define the duties of the Commissioner of Agriculture in relation thereto; to provide for the licensing and registration, and the revocation of such, of citrus fruit packing houses and canning and concentrating plants of citrus fruits; to prohibit shipment or use of citrus fruits produced in the State of Florida and canned or concentrated products thereof not meeting standards set up by this Act or regulations of the Florida Citrus Commission; to define and provide for the licensing and bonding of citrus fruit dealers and for the revocation of such licenses; to provide for the assessment, levy, collection, and disbursement of certain advertising taxes, inspection taxes, and excise taxes on citrus fruits produced in the State of Florida; to define the duties of the Commissioner of Agriculture in relation to the administration and enforcement of laws dealing with citrus fruits produced in the State of Florida; to provide for the regulation of the manufacture and use of coloring matter to be used in the coloring of citrus fruits produced in the State of Florida; to prohibit the use of arsenic in certain particulars; to provide penalties for the violation of this Act and any rules and regulations of the Florida Citrus Commission or the Commissioner of Agriculture of the State of Florida promulgated hereunder; and to repeal Chapters 594, 595, 596, 597, 598, 599, and 600, Florida Statutes, 1941, and any and all laws in conflict herewith.

Which was pending amendment at the hour of recess, having been read the second time by title only, was taken up.

Consideration of the following amendment offered by the Committee on Citrus Fruits to Senate Bill No. 123:

In Section 10, page 10 (mimeographed bill) strike out all of Section 10 and insert in lieu thereof the following:

**Section 10.** That Section 1 of Chapter 23680, Laws of Florida 1947, being Section 595.07 Florida Statutes 1941, as amended, be and the same is hereby amended to read as follows:

**Section 595.07.** The Commission shall have and shall exercise such general and specific powers as are delegated to it by this Act and other statutes of the State of Florida, which such powers shall include, but not be confined to, the following:

(1) To elect a chairman and a vice chairman and, from time to time, such other officers as it may deem advisable, and to adopt and, from time to time, alter, rescind, modify, or amend all proper and necessary rules, regulations, and orders for the exercise of its powers and the performance of its duties under this Act and other statutes of the State of Florida, and which said rules and regulations shall have the force and effect of law when not inconsistent therewith.

(2) To act as the general supervisory authority over the administration and enforcement of this Act and to exercise such other powers and perform such other duties as may be imposed upon it by other laws of the State of Florida.

(3) To employ and, at its pleasure, discharge a manager or secretary and such attorneys, clerks, and employees as it deems necessary, and to outline their powers and duties and fix their compensation; provided, however, that the entire overhead expenses of the said Commission of the salaries of the manager, attorney and attorneys and other persons employed in the headquarters of the Commission in its actual administrative departments shall not exceed One Hundred Thousand Dollars per annum, and provided further that this limitation shall not apply to or include the expenses and salaries of the Field Department, statistical department or the employees therein or other necessary expenses of the Commission or its agent or employees for the necessary and proper administration and functioning of the Commission herein authorized to be incurred by the Commission.

(4) To purchase or authorize the purchase of all office equipment and supplies and to incur all necessary expenses in connection with and required for the proper carrying out of the provisions of this Act and other applicable laws.

(5) To investigate violations of the provisions of this Act and other laws conferring powers and duties upon said Commission, and to report its findings or recommendations in connection therewith to the Commissioner.

(6) To incur such reasonable obligations and expenses as may be necessary and proper for the discharge of its powers and duties hereunder or other laws, and to have such obligations and expenses paid out of the funds authorized by law to be collected and expended.

(7) To adopt, promulgate, alter, rescind, modify, amend and enforce rules and regulations not inconsistent with existing laws, to regulate and control methods and practices followed or used in the harvesting, grading, packing, canning, concentrating, or otherwise processing citrus fruits for human consumption, including application to or use of coloring matter thereon and coloring of fruit by placing in coloring room with or without use of heat or any form of gas in such process, to the end that such methods and practices as affect the eating and keeping qualities and depreciate the value thereof may be minimized to the greatest extent possible, if not altogether eliminated.

Senator Baker having moved the adoption of the amendment.

Together with the following amendment offered by Senators King and Moore to the amendment offered by the Committee on Citrus Fruits to Senate Bill No. 123:

In Section 10 of the amendment, at end of sub-paragraph 7, strike out the period, insert a semi-colon and add the following: "provided however, that nothing in this Section shall be construed to give the Commission the authority to require the grading or grade labeling of canned or concentrated products of citrus fruit."

Senator King having moved the adoption of the amendment to the amendment.

Was resumed.

The question was put on the adoption of the amendment offered by Senators King and Moore to the amendment offered by the Committee on Citrus Fruits to Senate Bill No. 123.



A roll call was demanded.

Upon the adoption of the amendment offered by Senators King and Moore to the amendment offered by the Committee on Citrus Fruits to Senate Bill No. 123, the roll was called and the vote was:

Yeas—7

Alford	Davis	Johns	Moore
Beall	Franklin	King	

Nays—31

Mr. President	Collins	McArthur	Shivers
Ayers	Crary	Pearce	Smith
Baker	Gautier	Pope	Sturgis
Baynard	Getzen	Ray	Tucker
Beacham	Johnston	Rodgers	Walker
Boyle	Leaird	Sanchez	Wilson
Carroll	Lindler	Shands	Wright
Clarke	Mathews	Sheldon	

So the amendment to the amendment failed of adoption.

The question recurred on the adoption of the foregoing amendment offered by the Committee on Citrus Fruits to Senate Bill No. 123.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 110, page 83, (mimeographed bill) strike out all of Section 110, and insert in lieu thereof the following:

**Section 110.** Chapters 594, 595 (except Sections 595.01 and 595.07), 596, 597, 598, 599 and 600, Florida Statutes, 1941, as amended, and all other laws or parts of laws in conflict herewith, shall be and the same are hereby repealed.

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 19, page 29, line 46, (mimeographed bill) strike out the period appearing at the end of said line and add thereto the following: but provided however that if in any particular shipping season it shall appear to the Commission after a public hearing held not earlier than October 5 and called and held to determine such question, that oranges, not including Temple oranges, are then maturing earlier than normally as herein defined in this Section, then the Commission may by order, rule or regulation to be issued or promulgated and to become effective not later than October 10, declare and provide that during that period of time beginning with August 1 and ending with October 16, both dates inclusive, oranges, not including Temple oranges, meeting all other maturity standards, shall be deemed to be mature when the total soluble solids of the juice of the sample thereof is not less than nine per cent, and during that period of time beginning with October 17 and ending with October 31, both dates inclusive, oranges, not including Temple oranges, meeting all other maturity standards, shall be deemed to be mature when the total soluble solids of the juice of the sample thereof is not less than eight and seven-tenths per cent, and during that period of time beginning with November 1 and ending July 31 of the following year, both dates inclusive, oranges, not including Temple oranges, meeting all other maturity standards, shall be deemed to be mature when the total soluble solids of the juice of the sample thereof is not less than eight and five-tenths per cent.

Senator Baker moved the adoption of the amendment.

Pending adoption of the amendment offered by the Committee on Citrus Fruits to Senate Bill No. 123, Senator King offered the following substitute amendment for the amendment offered by the Committee on Citrus Fruits.

Strike out Section 19, 20 and 81 and insert in lieu thereof the following:

**Section 19.** That oranges shall be deemed to be mature only when, clipped, picked or otherwise severed from the tree, each orange shows a break in color caused solely by nature with yellow color predominating on not less than twenty-five

percent of the fruit's surface in the aggregate, and when from September first to October fifteenth inclusive of each year the total soluble solids of the juice thereof is not less than eight and seventy-five one-hundredths percent and from October sixteenth to October thirty-first inclusive of each year the total soluble solids of the juice thereof is not less than eight and one-half percent and from November first to November thirtieth inclusive of each year and thereafter the total soluble solids of the juice thereof is not less than eight and twenty-five one-hundredths percent, and when during each of the periods aforesaid the minimum ratio of total soluble solids of the juice thereof to the anhydrous citric acid is ten to one, and when each orange contains not less than four-tenths of one percent anhydrous citric acid and when the juice content of said orange is in an amount not less than at the rate of four and one-half gallons of juice per standard packed box; provided, however, that it shall be unlawful for any person to use on oranges or apply thereto any coloring matter unless the total soluble solids of the juice of each such orange shall be not less than nine percent from September first to October fifteenth inclusive of each year and the total soluble solids of the juice of each such orange shall be not less than eight and seventy-five one-hundredths percent from October sixteenth to October thirty-first inclusive of each year and the total soluble solids of the juice of each such orange shall be not less than eight and one-half percent from November first to November thirtieth inclusive of each year and thereafter, and unless the total anhydrous citric acid of the juice thereof shall be not less than one-half of one percent, and unless during each of the periods aforesaid the minimum ratio of total soluble solids to anhydrous citric acid shall be ten to one.

In determining the total soluble solids within the purpose and meaning of this section the Brix hydrometer shall be used and the reading of the hydrometer corrected for temperature shall be considered as the percentum of the total soluble solids. Anhydrous citric acid shall be determined by titration of the juice, using standard alkali and phenolphthalein as the indicator, the total acidity being calculated as anhydrous citric acid.

Senator King moved the adoption of the substitute amendment.

The question was put on the adoption of the substitute amendment.

Which was not agreed to so the substitute amendment failed of adoption.

The question recurred on the adoption of the foregoing amendment offered by the Committee on Citrus Fruits to Senate Bill No. 123.

Which was agreed to and the amendment was adopted.

Senator Shands offered the following amendment to Senate Bill No. 123:

In Section 48, Page 49, line 9 (mimeographed bill), delete the period at the end of said section and add the following:

"but, provided, however, that if such canned or concentrated products shall meet the requirements of the two highest grades according to the standards established from time to time by the Commission, or at the option of the shipper the two highest grades according to the standards as fixed by the United States Department of Agriculture, or as such standards may be hereafter modified or changed, the shipper shall have the privilege of using either labels, brands or trademarks which shall represent such State grades or United States grades and be registered with the commission in lieu of stating the grade on the immediate container and the commission shall receive and file for record such labels, brands or trademarks.

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits offered the following amendment to Senate Bill No. 123:

In Section 81, Page 69, line 33 (mimeographed bill), strike out the period appearing at the end of said line and add thereto the following:

"but provided however that if in any particular shipping season it shall appear to the commission after a public hearing held not earlier than October 5 and called and held to

determine such question, that oranges, not including Temple oranges, are then maturing earlier than normally as herein defined, then the Commission by order, rule or regulation to be issued or promulgated and to become effective not later than October 10, may permit or allow the use on and application to oranges, not including Temple oranges, meeting all other maturity standards, of coloring matter between the first day of August and the sixteenth day of October, both dates inclusive, when the total soluble solids of the juice of the sample shall be not less than nine and two-tenths percent and between the seventeenth day of October and the thirty-first day of October, both dates inclusive, when the total soluble solids of the juice of the sample shall be not less than nine percent and between the dates of November first and July thirty-first of the following year, both dates inclusive when the total soluble solids of the juice of the sample shall be not less than eight and seven-tenths percent.

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 3, Page 5, between lines 24 and 25 insert the following:

"Handler" means any person engaged within this State as a distributor in the business of distributing citrus fruit in the primary channel of trade or any person engaged as a processor in the business of processing citrus fruit.

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 3, Page 6, line 14 (mimeographed bill), after the words "Citrus Fruits" and before the words "to be moved" insert the following:

"or the canned or concentrated products thereof".

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 3, Page 6, line 19 (mimeographed bill), after the words "citrus fruits" and before the words "in intrastate" insert the following:

"or the canned or concentrated products thereof".

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 113, Page 83 (mimeographed bill), strike out the words: "July 1, 1949" and insert in lieu thereof the following: "June 1, 1949".

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 3, Page 5, between lines 22 and 23 insert the following:

"Fresh Fruit Juice Distributor" means any person extracting and preparing for market or shipment any citrus fruit juice in fresh form.

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 50, Page 50, Sub-Section 3 (mimeographed bill) after the word "plant" and before the word "outside" in the last line of sub-section 3, insert the following:

"or Fresh Fruit Juice Distributor"

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Section 50, line 3, page 49 (mimeographed bill) following the word "expedient," strike out the word "may" and insert in lieu thereof the word: "shall."

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baker offered the following amendment to Senate Bill No. 123:

In Section 81, Page 69, line 3 (mimeographed bill) strike out the period appearing at the end of said line and add thereto the following: and unless the minimum ratio of total soluble solids of the juice thereof to anhydrous citric acid is not less than eight and fifty hundredths to one.

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Citrus Fruits also offered the following amendment to Senate Bill No. 123:

In Title, Pages 1 and 2 (mimeographed bill) strike out the entire title, and insert in lieu thereof the following:

An Act to provide for the regulation and the control of the Citrus Industry of the State of Florida; to amend Section 1 of Chapter 22535, Laws of Florida 1945, being Section 595.01 Florida Statutes 1941 as amended, relating to the creation and establishment of the Florida Citrus Commission and prescribing the qualifications and terms of office of members thereof; to amend Section 1 of Chapter 23680, Laws of Florida 1947, being section 595.07, Florida Statutes 1941, as amended, relating to the general powers of the commission, by increasing their powers and, among other things, giving them power to regulate the canning and concentrating of citrus products and increasing the overhead expense of the commission; to establish and define certain grades and standards for citrus fruits produced in the State of Florida and the canned and concentrated products thereof; to establish and define maturity standards for citrus fruits produced in the State of Florida; to provide for the inspection and certification of citrus fruits produced in the State of Florida and canned and concentrated products thereof and to define the duties of the Commissioner of Agriculture in relation thereto; to provide for the licensing and registration and the revocation of such, of citrus fruit packing houses and canning and concentrating plants of citrus fruits; to prohibit shipment or use of citrus fruits produced in the State of Florida and canned or concentrated products thereof not meeting standards set up by this Act or regulations of the Florida Citrus Commission; to define and provide for the licensing and bonding of citrus fruit dealers and for the revocation of such licenses; to provide for the assessment, levy, collection, and disbursement of certain advertising taxes, inspection taxes, and excise taxes on citrus fruits produced in the State of Florida; to define the duties of the Commissioner of Agriculture in relation to the administration and enforcement of laws dealing with citrus fruits produced in the State of Florida; to provide for the regulation of the manufacture and use of coloring matter to be used in the coloring of citrus fruits produced in the State of Florida; to prohibit the use of arsenic in certain particulars; to provide penalties for the violation of this Act and any rules and regulations of the Florida Citrus Commission or the Commissioner of Agriculture of the State of Florida promulgated hereunder; and to repeal Chapters 594, 595 (except Sections 595.01 and 595.07), 596, 597, 598, 599 and 600, Florida Statutes, 1941, and any and all laws in conflict herewith.

Senator Baker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending the offering of further amendments to Senate Bill No. 123, Senator King moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 5:00 o'clock P. M., until 11:00 o'clock A. M., Thursday, May 12, 1949.